IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. WJC No.656 of 2007
KRISHAN CHANDRA @ KRISHNA CHANDRA
Versus
THE STATE OF BIHAR & ORS
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4 16.9.2008 Learned counsel for the petitioner submits that the petitioner is a lecturer in Delhi and his old mother alone resides in the town of Chapra. He submits that the petitioner on 19.6.2007 has filed complaint against one Dinanath Prasad Juari and others as they wanted to grab their property. He submits that his old mother apprehends threat of her life at the hands of the accused persons.

Considering the facts and circumstances of the case, this court observes that if the police finds that the allegations made in Annexure-3 discloses a commission of cognizable offence, he is bound to institute a F.I.R., otherwise it would be open to the petitioner to file a complaint before the learned Chief Judicial Magistrate under section 200 Cr.P.C.

It would further be open to the petitioner to file a representation before the police officials in respect of the threats given by the accused persons.

With the aforesaid observations and directions, this writ petition stands disposed of.

(S.P.Singh,J)

KHAN

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